

JOURNAL OF THE ASSEMBLY [April 14, 1981]

STATE OF WISCONSIN

Assembly Journal

Eighty-Fifth Regular Session

TUESDAY, April 14, 1981.

10:00 A.M.

The assembly met.

Speaker Jackamonis in the chair.

The prayer was offered by Reverend James Wilch of Saint Mark's Evangelical Lutheran Church, 424 Hyde Park Avenue, Waukesha.

Representative Wagner led the membership in reciting the pledge of allegiance to the flag of the United States of America.

The roll was taken.

The result follows:

Present -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 98.

Absent -- None.

Absent with leave -- None.

Vacancies -- 84th District -- 1.

AMENDMENTS OFFERED

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 117** offered by Representative Menos.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 117** offered by Representative Menos.

Assembly amendment 1 to **Assembly Bill 196** offered by Representative Coggs.

Assembly substitute amendment 1 to **Assembly Bill 263** offered by Representative Potter.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 80-206

Relating to expenses incurred in the conduct of bingo.

Submitted by Department of Regulation & Licensing.

To committee on State Affairs.

Referred on April 14, 1981.

Assembly Clearinghouse Rule 81-1

Relating to waste load allocated water quality related effluent limitations.

Submitted by Department of Natural Resources.

To committee on Environmental Resources.

Referred on April 13, 1981.

Assembly Clearinghouse Rule 81-5

Relating to water quality standards and use designations.

Submitted by Department of Natural Resources.

To committee on Environmental Resources.

Referred on April 13, 1981.

Assembly Clearinghouse Rule 81-20

Relating to 1981 hunting and trapping regulations.

Submitted by Department of Natural Resources.

To committee on Tourism and Recreation.

Referred on April 13, 1981.

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Assembly Clearinghouse Rule 81-31

Relating to the confidentiality of inheritance and estate tax returns filed with the Department of Revenue.

Submitted by Department of Revenue.

To committee on Revenue.

Referred on April 13, 1981.

Assembly Clearinghouse Rule 81-34

Relating to permitting modification for experimental purposes of the ability to pay schedule under the department's uniform fee system.

Submitted by Department of Health and Social Services.

To committee on Health and Human Services.

Referred on April 13, 1981.

Assembly Clearinghouse Rule 81-44

Relating to application of deadline dates and principles of aid allocation under the elderly and handicapped transportation assistance program for counties, the urban mass transit operating assistance program and the federal rural and small urban area public transportation assistance program.

Submitted by Department of Transportation.

To committee on Transportation.

Referred on April 14, 1981.

COMMITTEE REPORTS

The committee on Agriculture and Nutrition reports and recommends:

Assembly Bill 22

Relating to agricultural statistics.

Passage: Ayes: (12) Noes: (1)

To Joint Committee on Finance.

Assembly Bill 112

Relating to declaring agricultural uses not to be nuisances.

Passage: Ayes: (12) Noes: (1)

To committee on Rules.

Assembly Bill 132

Relating to discrimination in the purchase of milk, revising penalties and increasing an appropriation.

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Adoption of assembly amendment 1:

Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)

To committee on Rules.

Assembly Bill 133

Relating to regulating the transportation, processing and disposal of dead animals, making an appropriation, granting rule-making authority and changing penalties.

Adoption of assembly amendment 1:

Ayes: (13) Noes: (0)

Adoption of assembly amendment 2:

Ayes: (13) Noes: (0)

Passage: Ayes: (13) Noes: (0)

To Joint Committee on Finance.

Assembly Bill 237

Relating to contagious or infectious animal diseases and the payment of indemnities.

Passage: Ayes: (12) Noes: (1)

To Joint Committee on Finance.

Assembly Bill 238

Relating to creating a dairy promotion council; creating a dairy promotion program and a commodity promotion program, granting rule-making authority and making appropriations.

Passage: Ayes: (10) Noes: (3)

To Joint Committee on Finance.

HARLAND EVERSON

Chairperson

The committee on Children and Human Development reports and recommends:

Assembly Bill 102

Relating to revising the membership of the state council on developmental disabilities.

Passage: Ayes: (9) Noes: (0)

To committee on Rules.

STEPHEN LEOPOLD

Chairperson

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The Joint Survey Committee on Debt Management reports and recommends:

Assembly Bill 66

Relating to state finances and appropriations, constituting the executive budget bill of the 1981 legislature, and making appropriations.

Adoption of report: Ayes: (8) Noes: (0)

JOHN MEDINGER
Assembly Chairperson

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

Assembly Joint Resolution 31

Assembly Bill 2

Assembly Bill 41

Adopted and asks concurrence in:

Senate Joint Resolution 7

Passed and asks concurrence in:

Senate Bill 16

Senate Bill 44

Senate Bill 67

Senate Bill 98

Senate Bill 167

Senate Bill 168

Senate Bill 243

ACTION ON THE SENATE MESSAGE

Senate Joint Resolution 7

Relating to 4-year terms of office for sheriffs (first consideration).

By Senators Bablitch, Risser, Bidwell, Krueger, Harnisch, Chilsen, Offner, Engleiter, Van Sistine, Theno, Frank, Lasee, Roshell, Johnston and Cullen.

To committee on State Affairs.

Senate Bill 16

Relating to staggering the terms of town supervisors.

By Senators Maurer, Goyke and Van Sistine; co-sponsored by Representatives Vanderperren and Porter.

To calendar.

Senate Bill 44

Relating to transferring a foreign juvenile delinquent or criminal to the foreign country upon request.

By Senators McCallum, Lorge, Braun, Kreul, Moody and Risser; co-sponsored by Representatives D. Travis, Hopkins, Dorff, Stitt, Ladwig, Ellis, Luckhardt, Crawford, Donoghue, Nelson, Plous, Berndt and Knox.

To committee on Criminal Justice and Public Safety.

Senate Bill 67

Relating to prohibiting employment discrimination against state employes because of political affiliation, except where political affiliation is an appropriate requirement.

By Joint Committee for Review of Administrative Rules, by request of Wisconsin Personnel Commission.

To committee on Government Operations.

Senate Bill 98

Relating to chemical derivatives of methylphenidate, nalorphine and pentazocine in the controlled substances schedules.

By Senators Kleczka, Adelman and Goyke; co-sponsored by Representative Rutkowski.

To calendar.

Senate Bill 167

An act to authorize release of \$12,427.20 from the general fund for payment of a claim made by the city of Madison against the state.

By Senator Kleczka; co-sponsored by Representatives Roberts and Munts, by request of the State Claims Board.

To committee on Rules.

Senate Bill 168

An act to authorize release of \$40,252.40 from the general fund for payment of a claim made by the city of Oshkosh against the state.

By Senators Kleczka and Goyke; co-sponsored by Representatives Roberts and Flintrop, by request of the State Claims Board.

To committee on Rules.

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Senate Bill 243

Relating to limitation of state expenditure reductions, expenditure estimate procedure and state revenue shortfall procedure.

By Joint Committee on Finance.

To committee on Rules.

Representative Rooney asked unanimous consent that the assembly stand recessed for ten minutes. Granted.

The assembly stood recessed.

10:15 A.M.

RECESS

11:00 A.M.

The assembly reconvened.

CALENDAR OF MONDAY, APRIL 13, 1981

Assembly Bill 20

Relating to permitting counties to adopt ordinances regulating the possession or procurement of beer and liquor by minors and the furnishing of intoxicants to minors.

The question was: Shall the vote by which **Assembly Bill 20** was passed be reconsidered?

The roll was taken.

The result follows:

Ayes -- Berndt, Bradley, Conradt, DeLong, Dilweg, Ellis, Everson, Goodrich, Harer, Hopkins, Jaronitzky, Klicka, Ladwig, Lewison, Luckhardt, McEssy, McEwen, Matty, Merkt, Nelsen, Panzer, Paulson, Porter, Prosser, Quackenbush, Robertson, Schmidt, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Thompson, Travis, R., Tregoning and Young -- 36.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Broydrick, Byers, Clarenbach, Coggs, Crawford, Czarnezki, Donoghue, Dorff, Duren, Fischer, Flintrop, Gerlach, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Johnson, Kincaid, Kirby, Knox, Kunicki, Laatsch, Larson, Lee, Leopold, Loftus, Looby, Medinger, Menos.

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Metz, Miller, Munts, Murray, Neubauer, Norquist, Otte, Plewa, Plous, Potter, Radtke, Roberts, Rogers, Rooney, Rutkowski, Schneider, Swoboda, Tesmer, Travis, D., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 61.

Absent or not voting -- Robinson -- 1.

Motion failed.

Assembly Joint Resolution 42

Relating to the life and public service of Marvin Babbitt.

The question was: Shall **Assembly Joint Resolution 42** be adopted?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Joint Resolution 42** be immediately messaged to the senate. Granted.

CALENDAR OF TUESDAY, APRIL 14, 1981

Assembly Bill 28

Relating to school board elections in a common or union high school district.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 28** be adopted?

Motion carried.

Assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 28** offered by Representative Shabaz.

Representative R. Travis moved rejection of assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 28**.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 28** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Berndt, Byers, Clarenbach, Coggs, Crawford, Czarnecki, DeLong, Donoghue,

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Dorff, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Holschbach, Jaronitzky, Johnson, Kirby, Kunicki, Laatsch, Ladwig, Larson, Lee, Loftus, Looby, McEssy, Menos, Merkt, Metz, Munts, Nelsen, Neubauer, Otte, Panzer, Plewa, Plous, Porter, Potter, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schneider, Shoemaker, Swoboda, Tesmer, Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Williams, Wood and Young -- 65.

Noes -- Barry, Bradley, Broydrick, Conradt, Dilweg, Duren, Ellis, Hephner, Hopkins, Kincaid, Klicka, Knox, Leopold, Lewison, Luckhardt, McEwen, Matty, Medinger, Miller, Murray, Norquist, Paulson, Prosser, Quackenbush, Schmidt, Schneiders, Shabaz, Smith, Stitt, Thompson, Travis, D., Wagner and Mr. Speaker -- 33.

Absent or not voting -- None.

Motion carried.

Assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 28** offered by Representative Schmidt.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 28** be adopted?

Motion carried.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 28** offered by Representative Knox.

Representative R. Travis moved rejection of assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 28**.

The question was: Shall assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 28** be rejected?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Cogg, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa,

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Porter, Potter, Radtke, Roberts, Robertson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Shoemaker, Swoboda, Tesmer, Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 79.

Noes -- Ellis, Everson, Hephner, Klicka, Knox, Luckhardt, Miller, Prosser, Quackenbush, Robinson, Schmidt, Shabaz, Smith, Stitt, Thompson, Travis, D. and Young -- 17.

Absent or not voting -- Conradt and Plous -- 2.

Motion carried.

The question was: Shall **Assembly Bill 28** be ordered engrossed and read a third time?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Berndt, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Donoghue, Dorff, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Holschbach, Jaronitzky, Johnson, Kincaid, Kirby, Kunicki, Laatsch, Ladwig, Larson, Lee, Loftus, Looby, McEssy, Matty, Menos, Merkt, Metz, Munts, Murray, Nelsen, Neubauer, Otte, Panzer, Plewa, Plous, Porter, Potter, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schneider, Schneiders, Shoemaker, Swoboda, Tesmer, Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Young -- 73.

Noes -- Barry, Bradley, Dilweg, Duren, Hephner, Hopkins, Klicka, Knox, Leopold, Lewison, Luckhardt, McEwen, Medinger, Miller, Norquist, Paulson, Prosser, Quackenbush, Schmidt, Shabaz, Smith, Stitt, Thompson, Travis, D. and Mr. Speaker -- 25.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 28** be given a third reading. Granted.

The question was: **Assembly Bill 28** having been read three times, shall the bill pass?

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The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Becker, Behnke, Berndt, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, DeLong, Donoghue, Dorff, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Holschbach, Jaronitzky, Johnson, Kirby, Kunicki, Laatsch, Ladwig, Larson, Lee, Loftus, Looby, McEssy, Matty, Menos, Merkt, Metz, Munts, Nelsen, Neubauer, Otte, Panzer, Plewa, Plous, Porter, Potter, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Schneider, Schneiders, Shoemaker, Swoboda, Tesmer, Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Young -- 69.

Noes -- Barry, Bradley, Czarnecki, Dilweg, Duren, Hephner, Hopkins, Kincaid, Klicka, Knox, Leopold, Lewison, Luckhardt, McEwen, Medinger, Miller, Murray, Norquist, Paulson, Prosser, Quackenbush, Rutkowski, Schmidt, Shabaz, Smith, Stitt, Thompson, Travis, D. and Mr. Speaker -- 29.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 28** be immediately messaged to the senate. Granted.

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

I am directed to inform you that the senate has concurred in:

Assembly Joint Resolution 41

Passed and asks concurrence in:

Senate Bill 239

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ACTION ON THE SENATE MESSAGE

Senate Bill 239

Relating to computation of depreciation for purposes of the income tax.

By Joint Committee on Finance.

To committee on Rules.

Assembly Bill 15

Relating to abolishment of the real estate examining board, creation of a real estate board, transfer of functions of the real estate examining board to the real estate board and the department of regulation and licensing and granting rule-making authority.

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to **Assembly Bill 15** be adopted?

Motion carried.

Assembly amendment 1 to assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 15** offered by Representatives Gerlach and Shabaz.

The question was: Shall assembly amendment 1 to assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 15** be adopted?

Motion carried.

The question was: Shall assembly amendment 2 to assembly substitute amendment 1 to **Assembly Bill 15** be adopted?

Motion carried.

Assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 15** offered by Representatives Gerlach and Shabaz.

Representative Gerlach asked unanimous consent that assembly amendment 3 to assembly substitute amendment 1 to **Assembly Bill 15** be withdrawn and returned to the authors. Granted.

Assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 15** offered by Representative Shabaz.

Representative Gerlach moved rejection of assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 15**.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 15** be rejected?

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The roll was taken.

The result follows:

Ayes -- Coggs, Czarnezki, Flintrop, Gerlach, Hasenohrl, Johnson, Lee, Leopold, Loftus, Looby, Miller, Munts, Otte, Plewa, Plous, Quackenbush, Roberts, Rogers, Rutkowski, Schneider, Tesmer, Travis, D., Ulichny and Mr. Speaker -- 24.

Noes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Conradt, Crawford, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Goodrich, Harer, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lewison, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Murray, Nelsen, Neubauer, Norquist, Panzer, Paulson, Porter, Potter, Prosser, Radtke, Robertson, Robinson, Rooney, Schmidt, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Thompson, Travis, R., Tregoning, Tuczynski, Vanderperren, Wagner, Williams, Wood and Young -- 74.

Absent or not voting -- None.

Motion failed.

The question was: Shall assembly amendment 4 to assembly substitute amendment 1 to **Assembly Bill 15** be adopted?

Motion carried.

Assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 15** offered by Representative Shabaz.

The question was: Shall assembly amendment 5 to assembly substitute amendment 1 to **Assembly Bill 15** be adopted?

Motion carried.

Assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 15** offered by Representative Robertson.

Representative Gerlach moved rejection of assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 15**.

The question was: Shall assembly amendment 6 to assembly substitute amendment 1 to **Assembly Bill 15** be rejected?

The roll was taken.

The result follows:

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Ayes -- Andrea, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Jaronitzky, Johnson, Kincaid, Kirby, Knox, Kunicki, Laatsch, Ladwig, Lee, Leopold, Loftus, Looby, McEssy, Medinger, Menos, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Smith, Swoboda, Tesmer, Travis, D., Travis, R., Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood and Mr. Speaker -- 79.

Noes -- Barczak, Dilweg, Harer, Hopkins, Klicka, Larson, Lewison, Luckhardt, McEwen, Matty, Merkt, Prosser, Robertson, Shabaz, Shoemaker, Stitt, Thompson, Tregoning and Young -- 19.

Absent or not voting -- None.

Motion carried.

Assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 15** offered by Representative Thompson.

Representative Thompson asked unanimous consent that assembly amendment 7 to assembly substitute amendment 1 to **Assembly Bill 15** be withdrawn and returned to the author. Granted.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 15** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 15** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 15** be given a third reading. Granted.

The question was: **Assembly Bill 15** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford,

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Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 97.

Noes -- Robertson -- 1.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 15** be immediately messaged to the senate. Granted.

Assembly Bill 33

Relating to increasing the maximum length of vehicles and providing a penalty.

POINT OF ORDER

Representative Kirby rose to the point of order that assembly substitute amendment 1 to **Assembly Bill 33** was not germane under Assembly Rule 54 (3)(f).

The speaker ruled the point of order not well taken.

The question was: Shall assembly substitute amendment 1 to **Assembly Bill 33** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 33** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 33** be given a third reading. Granted.

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The question was: **Assembly Bill 33** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Byers, Clarenbach, Conradt, Crawford, Dilweg, Donoghue, Dorff, Ellis, Everson, Fischer, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Knox, Kunicki, Laatsch, Ladwig, Larson, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Munts, Murray, Neubauer, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Schmidt, Schneider, Schneiders, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams and Young -- 80.

Noes -- Broydrick, Coggs, Czarnecki, DeLong, Duren, Flintrop, Kirby, Klicka, Lee, Metz, Miller, Nelsen, Norquist, Quackenbush, Rutkowski, Shabaz, Wood and Mr. Speaker -- 18.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 33** be immediately messaged to the senate. Granted.

Assembly Bill 131

Relating to staggering the terms of town supervisors.

Representative Loftus asked unanimous consent that **Assembly Bill 131** be laid on the table. Granted.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 16** be taken from the calendar of Thursday, April 16 and taken up at this time. Granted.

Senate Bill 16

Relating to staggering the terms of town supervisors.

Assembly substitute amendment 1 to **Senate Bill 16** offered by Representative Wood.

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The question was: Shall assembly substitute amendment 1 to **Senate Bill 16** be adopted?

Motion carried.

The question was: Shall **Senate Bill 16** be ordered to a third reading?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 16** be given a third reading. Granted.

The question was: **Senate Bill 16** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 98.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 16** be immediately messaged to the senate. Granted.

Assembly Bill 21

Relating to increasing the excess width limitations for vehicles transporting loads of hay.

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The question was: Shall **Assembly Bill 21** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 21** be given a third reading. Granted.

The question was: **Assembly Bill 21** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnezki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 95.

Noes -- Miller and Munts -- 2.

Absent or not voting -- Johnson -- 1.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 21** be immediately messaged to the senate. Granted.

Representative Munts asked unanimous consent to be recorded on the following questions from Thursday, April 9. Granted.

The question was: Assembly Bill 52 having been read three times, shall the bill pass? Aye

The question was: Shall assembly amendment 1 to assembly substitute amendment 1 to Assembly Bill 3 be laid on the table? No

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The question was: Assembly Bill 25 having been read three times, shall the bill pass? Aye

The question was: Assembly Bill 35 having been read three times, shall the bill pass? No

The question was: Shall Assembly Bill 20 be referred to the committee on Local Affairs? No

The question was: Shall the rules be suspended and Assembly Bill 20 be given a third reading? Aye

The question was: Assembly Bill 20 having been read three times, shall the bill pass? Aye

The question was: Shall the rules be suspended and Assembly Bill 20 be immediately messaged to the senate? Aye

Representative Duren asked unanimous consent to be made a co-author of **Assembly Bill 24** and **Assembly Bill 25**. Granted.

Representative Ellis asked unanimous consent to be made a co-sponsor of **Senate Bill 16**. Granted.

Representative Loftus asked unanimous consent that the assembly stand recessed until 3:00 P.M. Granted.

The assembly stood recessed.

12:10 P.M.

RECESS

3:20 P.M.

The assembly reconvened.

Assembly Bill 24

Relating to payment of a fire insurance claim when delinquent property taxes are outstanding against the insured property and providing a penalty.

Representative Ulichny asked unanimous consent that **Assembly Bill 24** be laid on the table. Granted.

Assembly Bill 233

An Act to authorize release of \$11,857.25 from the general fund for payment of 2 claims against the state made by Diane Merfeld, John Hotchkiss, Sr. and Geraldine Skaff.

The question was: Shall **Assembly Bill 233** be ordered engrossed and read a third time?

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Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 233** be given a third reading. Granted.

The question was: **Assembly Bill 233** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 98.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 233** be immediately messaged to the senate. Granted.

Assembly Bill 267

Relating to permits for enclosing navigable waters.

The question was: Shall assembly amendment 1 to **Assembly Bill 267** be adopted?

Motion carried.

Assembly amendment 2 to **Assembly Bill 267** offered by Representatives Robinson and Schmidt.

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The question was: Shall assembly amendment 2 to **Assembly Bill 267** be adopted?

Motion carried.

Assembly amendment 3 to **Assembly Bill 267** offered by Representatives Robinson, Crawford, Hephner and Schmidt.

The question was: Shall assembly amendment 3 to **Assembly Bill 267** be adopted?

Motion carried.

The question was: Shall **Assembly Bill 267** be ordered engrossed and read a third time?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 267** be given a third reading. Granted.

The question was: **Assembly Bill 267** having been read three times, shall the bill pass?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Cogg, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Holschbach, Hopkins, Jaronitzky, Johnson, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Tregoning, Tuczynski, Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 94.

Noes -- Fischer, Hephner, Kincaid and Travis, R. -- 4.

Absent or not voting -- None.

Motion carried.

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Representative Loftus asked unanimous consent that the rules be suspended and that **Assembly Bill 267** be immediately messaged to the senate. Granted.

Assembly Bill 39

Relating to eligibility for appointment to the board of harbor commissioners.

Representative Loftus asked unanimous consent that **Assembly Bill 39** be laid on the table. Granted.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 98** be taken from the calendar of Thursday, April 16 and taken up at this time. Granted.

Senate Bill 98

Relating to chemical derivatives of methylphenidate, nalorphine and pentazocine in the controlled substances schedules.

The question was: Shall **Senate Bill 98** be ordered to a third reading?

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 98** be given a third reading. Granted.

The question was: **Senate Bill 98** having been read three times, shall the bill be concurred in?

The roll was taken.

The result follows:

Ayes -- Andrea, Barczak, Barry, Becker, Behnke, Berndt, Bradley, Broydrick, Byers, Clarenbach, Coggs, Conradt, Crawford, Czarnecki, DeLong, Dilweg, Donoghue, Dorff, Duren, Ellis, Everson, Fischer, Flintrop, Gerlach, Goodrich, Harer, Hasenohrl, Hauke, Helbach, Hephner, Holschbach, Hopkins, Jaronitzky, Johnson, Kincaid, Kirby, Klicka, Knox, Kunicki, Laatsch, Ladwig, Larson, Lee, Leopold, Lewison, Loftus, Looby, Luckhardt, McEssy, McEwen, Matty, Medinger, Menos, Merkt, Metz, Miller, Munts, Murray, Nelsen, Neubauer, Norquist, Otte, Panzer, Paulson, Plewa, Plous, Porter, Potter, Prosser, Quackenbush, Radtke, Roberts, Robertson, Robinson, Rogers, Rooney, Rutkowski, Schmidt, Schneider, Schneiders, Shabaz, Shoemaker, Smith, Stitt, Swoboda, Tesmer, Thompson, Travis, D., Travis, R., Tregoning, Tuczynski,

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Ulichny, Vanderperren, Wagner, Williams, Wood, Young and Mr. Speaker -- 98.

Noes -- None.

Absent or not voting -- None.

Motion carried.

Representative Loftus asked unanimous consent that the rules be suspended and that **Senate Bill 98** be immediately messaged to the senate. Granted.

Representative Leopold asked unanimous consent that his name be withdrawn as a co-author of **Assembly Bill 183**. Granted.

Representative Medinger asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Roberts. Granted.

Representative Matty asked unanimous consent that the assembly adjourn in honor of astronauts John Young and Robert Crippen who landed safely today. Granted.

Representative Paulson asked unanimous consent that the assembly adjourn in honor of the birthday of Representative Berndt. Granted.

Representative Thompson asked unanimous consent that the assembly adjourn in honor of the birthdays of Representatives Laatsch and Ladwig. Granted.

Representative Loftus asked unanimous consent that the assembly adjourn in honor of the birthday of President Thomas Jefferson. Granted.

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly Bill 246

Page 7, line 25: substitute "48.433" for "488.433".

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VISITORS

During today's session, the following visitors honored the assembly by their presence, and were welcomed by the presiding officer and the members:

Students from Bayport High School accompanied by teacher Tom Stevens, guests of Representative Vanderperren.

Fifth and sixth grade students from Wilson School in Janesville, guests of Representative DeLong.

Students from Lowell School in Waukesha, guests of Representative Jackamonis.

Students from Greenfield High School accompanied by teachers Kathy Hensley and Sandy Paris, guests of Representatives Czarnecki, Rutkowski and Plewa.

Ruth Albrecht, Chris DeBauche and Cathy Hogsett, guests of Representative Porter.

Jan, Jay, Jolene and Jenny Braun from Minocqua, guests of Representative Donoghue.

Rita Lynch and Barb Kranig from Stevens Point, guests of Representative Helbach.

Students from East Delavan Baptist Academy, guests of Representative DeLong.

Seventh grade students from Southern Door School District, accompanied by Marianne Bennett, June Kramer, Mrs. Gary Dantoin, Mrs. Daryl Smith, Milton Delwiche, Vicki Hollenbeck, Nancy Skadden, Georgia Gerdmann, Sonya Feld, Vernon Maple, Gerald Wautier, Carol Murdock, Dorothy Juhlin, Mrs. Bill Kreil, Mrs. Bill Spetz, Mrs. Betty Bretl, Mrs. Franklin, Mrs. Sue Johnson and Mrs. Leland Nelson, guests of Representative Swoboda.

Mr. and Mrs. Tony Rosecky from Appleton, guests of Representative Prosser.

Members of the Associated Builders and Contractors of Wisconsin, guests of Representative Everson.

Representative Loftus moved that the assembly stand adjourned until 10:00 A.M. on Thursday.

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The question was: Shall the assembly stand adjourned?

Motion carried.

The assembly stood adjourned.

3:35 P.M.